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April 8, 2008

Via Facsimile: 914.390.4085

Honorable Charles L. Brieant
 United States District Court
 Southern District of New York
 300 Quarropas Street
 White Plains, New York 10601-4150

Re: **Battaglia v. Lowe's**
Civil Action No. 07 Civ. 6501 (CLB)

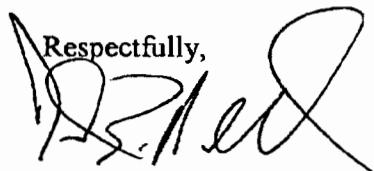
Dear Judge Brieant:

We represent the Plaintiff in the above-referenced matter.

The parties wish to inform the Court that they have reached a settlement, subject to the execution of a mutually acceptable written settlement agreement. The parties will file a Stipulation of Dismissal once the settlement has been consummated.

Therefore, we respectfully request that the conference scheduled for April 11, 2008 at 9:30 a.m., be adjourned without a new date.

Respectfully,



David S. Halsband

cc. Helen Tuttle, Esq. (via facsimile: 973.360.9831)
 Counsel for Defendant

MEMO ENDORSED

*This case is dismissed
 without prejudice, with leave
 to re-open within ninety (90) days
 to enforce the terms of the settlement
 agreement. [Signature]*

April 10, 2008

Charles L. Brieant
 (SJS)